



Rev. 05/27/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Robert H. Kraus et al.

Docket No. S-94,769

Serial No.: 09/995,304

Examiner:

Filed : November 27, 2001

Art Unit: 1643

For : BIOASSAY AND BIOMOLECULAR IDENTIFICATION, SORTING,
AND COLLECTION METHODS USING MAGNETIC MICROSPHERES

Mail Stop Petition
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

PETITION TO REVIVE APPLICATION ABANDONED FOR FAILURE
TO NOTIFY OFFICE OF FOREIGN FILING
(37 C.F.R. § 1.137(f))

Sir:

1. This application was filed initially with a request for nonpublication because there was no intention at that time to file an application for the subject matter of this invention in a foreign country or under a multinational treaty which requires publication of the application eighteen months after the filing.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒ deposited with the United States Postal Service
on the date shown below with sufficient postage as
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Mail Stop Non-Fee Amendment, Commissioner for Patents,
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Office

Bruce H. Cottrell

Signature

Date May 28, 2003

Bruce H. Cottrell

(type or print name of person certifying)

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2. On October 23, 2002 an application for the subject matter of this invention was filed in PCT (country or multinational treaty).
3. No notification of this foreign filing within the 45 day period required by 35 U.S.C. § 122(b)(2)(B)(iii) and 37 C.F.R. § 1.213(c) has been made.
4. Applicant hereby petitions in accordance with 37 C.F.R. § 1.137(f) for the revival of this application.
5. Applicant declares that the entire delay from the due date for notifying the Office of the foreign filing until the filing of the petition was unintentional.
6. Outstanding matters for this application:
- ☒ there are no other outstanding matters.
- ☐ a reply has been made for other outstanding matters on _____.
- ☐ a reply to other outstanding matters is submitted herewith.
7. Payment of petition fee:
- The petition fee of under § 1.17(m) (other than a small entity \$1,300.00; small entity (§ 1.27(a)) \$650.00) is paid as follows:
- ☒ Authorization is hereby made to charge the amount of \$ 650.00
- ☒ to Deposit Account No. 12-2150.

Respectfully submitted,

Date: May 28, 2003

Bruce H Cottrell
Signature of Attorney

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